

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )  
IN THE MATTER OF: )  
COMPLAINT C2011-054 )  
State Ethics Commission, )  
Complainant; )  
vs. )  
Timothy F. Norwood, )  
Respondent. )

BEFORE THE STATE ETHICS COMMISSION

**DECISION AND ORDER**

RECEIVED  
2011 AUG 15 PM 2:55  
STATE ETHICS  
COMMISSION

This matter comes before the State Ethics Commission by virtue of a complaint filed by the State Ethics Commission on January 21, 2011. On March 16, 2011, pursuant to S.C. Code Ann. §8-13-320(10)(i)(Supp. 2010), the State Ethics Commission reviewed the above-captioned complaint charging Respondent, Timothy F. Norwood, with a violation of Section 8-13-1110, and probable cause was found to warrant an evidentiary hearing.

Present at the Hearing on July 20, 2011 were Commission Members Edward E. Duryea, Chair, George Carlton Manley and Richard H. Fitzgerald. Respondent was present and appeared *pro se*. Complainant was represented by Cathy L. Hazelwood, General Counsel. The following charge was considered:

**COUNT ONE**  
**FAILURE TO FILE A STATEMENT OF ECONOMIC INTEREST REPORT**  
**SECTION 8-13-1110, S.C. CODE ANN., 1976, AS AMENDED**

That the Respondent, Timothy F. Norwood, a member of the Board of Trustees for Francis Marion University, did fail to timely file an annual Statement of Economic Interests form on or before April 15, 2010.

### **STATEMENT OF FACTS**

1. The Respondent, Timothy F. Norwood, is a member of the Board of Trustees for Francis Marion University and he is required to file an annual Statement of Economic Interests form (SEI) prior to April 15<sup>th</sup> of each year.

2. Commission Investigator Dan Choate testified that during the course of his investigation he determined that by letter dated November 19, 2010, Respondent was advised that his 2010 SEI had not been received and a late filing penalty was being levied. By certified letter dated December 17, 2010, Respondent was reminded that the SEI had not been received. By letter dated January 24, 2011, Respondent was advised that a complaint had been filed against him.

3. Investigator Choate spoke to Respondent on January 26, 2011 concerning his failure to file a SEI. Respondent stated he would comply, which he did on February 1, 2011. On February 22, 2011 Respondent paid \$100.00 toward the outstanding penalty. The remaining late filing penalty of \$2,100.00 remains unpaid

4. Respondent testified that he failed to timely file. He had no excuses except a hectic schedule.

### **CONCLUSIONS OF LAW**

Based upon the Findings of Fact, the Commission concludes, as a matter of law:

1. The Respondent, Timothy F. Norwood, is a public member as defined by Section 8-13-100(26).
2. The State Ethics Commission has personal and subject matter jurisdiction
3. Sections 8-13-1110 and 8-13-1140, 1976 Code of Laws of South Carolina, provides that certain public officials shall file a Statement of Economic Interests at the time

of assuming the duties of the position and annually thereafter prior to April 15.

4. Section 8-13-1510(1) provides as follows:

Except as otherwise specifically provided in this chapter, a person required to file a report or statement under this chapter who files a late statement or report or fails to file a required statement or report must be assessed a civil penalty as follows:

(1) a fine of one hundred dollars if not filed within five days after the established deadline provided by law in this chapter;

(2) after notice has been given by certified or registered mail that a required statement or report has not been filed, a fine of ten dollars per calendar day for the first ten days after notice has been given, and one hundred dollars for each additional calendar day in which the required statement or report is not filed, not exceeding five thousand dollars.

**DECISION**

NOW, THEREFORE, based on the foregoing Findings of Fact and Conclusions of Law, the State Ethics Commission has determined based upon a preponderance of evidence that Respondent Timothy F. Norwood is in violation of Section 8-13-1110; and therefore, Respondent Timothy F. Norwood is hereby PUBLICLY REPRIMANDED and a reduced late-filing penalty of \$500.00 is assessed. The reduced late filing penalty of \$500.00 must be paid within 30 days of receipt of the signed order or it will revert to the original \$2,100.00

IT IS FURTHER ORDERED, pursuant to Section 8-13-320, a Judgment in the amount of \$2,100.00 is, and shall be entered against Respondent, if he fails to pay the reduced late filing penalty.

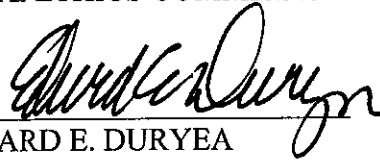
IT IS FURTHER THE ORDER OF THIS COMMISSION that the Clerk of Court of the County in which Respondent was last known to reside shall enter this Order in its

Judgment Rolls, without cost to the State Ethics Commission, in the amount of \$2,100.00 upon the Commission's filing of same with the Clerk of Court's Office.

FINALLY, Respondent Timothy F. Norwood has ten (10) days from receipt of this order to appeal this Decision and Order to the full Commission.

IT IS SO ORDERED THIS 11th DAY OF August, 2011.

STATE ETHICS COMMISSION



EDWARD E. DURYEA  
HEARING CHAIR

COLUMBIA, SOUTH CAROLINA